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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

*IN RE: BLACKHAWK NETWORK DATA
BREACH LITIGATION*

Case No.: 3:22-cv-07084-CRB
Hon. Charles R. Breyer, Courtroom 6, 17th Floor

This Document Relates To:
3:22-cv-7492-CRB (Cortez)

**DECLARATION OF KILEY
GROMBACHER IN SUPPORT OF
PLAINTIFFS' MOTION TO EXPEDITE
BRIEFING ON MOTION FOR APPEAL
BOND**

Date: November 15, 2024
Time: 10:00 a.m.
CR: 6

1 I, Kiley Grombacher, declare that the following is true:

2 1. I am an attorney admitted to practice before this Court and am a partner in the firm
3 of Bradley/Grombacher LLP, counsel for Plaintiffs in the action captioned above. I make this
4 declaration of my own personal knowledge and, if called to do so, could testify competently to the
5 facts stated herein under oath.

6 2. I submit this declaration pursuant to Civil Local Rule 6-3 in support of Plaintiffs'
7 Motion to Expedite Briefing.

8 3. To the best of Plaintiffs' knowledge, neither Objector-Appellant Miriam "Mabel"
9 Brown nor Objector-Appellant David Lopez (collectively, "Appellants-Objectors") have obtained
10 counsel to represent them on appeal.

11 4. By email dated, July 24, 2024, Plaintiffs' counsel contacted Objector-Appellant
12 Miriam "Mabel" Brown and Objector-Appellant David Lopez to discuss the frivolous, unfounded,
13 and untimely nature of their objections and appeals—including in particular and with attached
14 citation to case law, Objectors-Appellants' lack of standing. A true and correct copy of this
15 correspondence is attached hereto as **Exhibit A**

16 5. Attached hereto as **Exhibit B** is a true and correct copy of the email response to
17 Plaintiffs July 24, 2024 email, sent on July 25, 2024 by Objector Lopez (from email address
18 claims_info@newhampshirerights.com), stating his belief that it would be "inappropriate for
19 [him] to dismiss [his] appeal." Ms. Brown did not reply.

20 6. Plaintiffs estimate that they will face substantial expenses in addressing both of the
21 Objectors-Appellants' appeals, including the costs of: printing, photocopying, preparing and
22 serving the appeal, responding to the appellate brief, and obtaining transcripts—including
23 transcripts of the depositions of Objector-Appellant Ms. Brown and Objector-Appellant Mr.
24 Lopez, taken in connection with the additional discovery granted by the Court. Plaintiffs estimate
25 that these costs will be at least \$15,000.

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7. The following time modifications have previously been ordered in this case:

Date	Docket No./Case No.	Description
January 10, 2023	19	Stipulation And Order Consolidating Related Actions, Extending Response Date, And Setting Other Deadlines

8. This modification would not affect any other matters in this case, as currently the only pending motion in this Court is Plaintiffs' motion for an appeal bond.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct, and that this declaration was executed on this 2nd day of October 2024 at Westlake Village, California.

/s/ Kiley L. Grombacher

Kiley L. Grombacher